IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

WEDNESDAY, THE 30TH MAY 2007 / 9TH JYAISHTA 1929

CRP.No. 86 of 2007

AGAINST THE ORDER DATED 17/01/2007 IN IA 103/2007 IN OS.206/2004 OF MUNSIFF COURT, NORTH PARAVUR

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REVN. PETITIONERS(PETITIONERS/PLAINTIFFS)

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1. KARTHIYANI, W/O.KUMARAN, RAMADIYIL, ELACKAMPARAMBIL, CHITTATTUKARA, VADAKKEKARA VILLAGE.

2. SANTHOSH, S/O.KUMARAN, -DO-.

3. BINDU, D/O.KUMARAN -DO-.

BY ADV. SRI.DINESH R.SHENOY

RESPONDENTS: RESPONDENTS/DEFENDANTS.

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1. REAMANI, W/O.CHANDRASEKHARAN, PADINJAREKKOOTTIL, NAYARAMBALAM, NAYARAMBALAM VILLAGE.

2. SOBHA, W/O.SIVANANDAN, PLAKKAL VEEDU, KIZHAKKEPARAM KARA, KOTTUVALLY VILLAGE.

3. RANI, W/O.SANTHOSH, VALLATTUTHARA, KOTTUVALLIKKADU MURI, MOOTHAKUNNAM VILLAGE.

4. SREEDEVI, W/O.AJITH, PALACKAPPILLY, PONNURUNTHI KARA, VYTTILA VILLAGE.

5. VINODINI, W/O.SAJEEVAN, THEKKETHALACKAL, CHITTATTUKARA MURI, VADAKKEKARA VILLAGE,

6. VIJAYAN, S/O.KARATHIKEYAN,
PARAMBUMMAPARAMBIL, CHITTATTUKARA MURI,
VADAKKEKARA VILLAGE.

7. MOHANAN, S/O.GOVINDAN,
KOLLAMPARAMBIL, CHARAKKATTU MURI,
MUTHAKUNNAM VILLAGE.

8. NIRMALA, W/O. SANALKUMAR,
HARI NIVAS, KATTUSSERY KARA,
ALATHOOR VILLAGE.

9. JAYASREE, W/O. GANGADHARAN, MOMBATTU SHINE NIVAS,
KIZHAKKAMCHERRY VILLAGE.

10. RAMADAS, S/O. GOVINDAN, KOLLAMPARAMBIL,
CHITTATTU KARA, VADAKKEKARA VILLAGE.

R7 TO R10 BY ADV. SRI.T.K.SHAJAHAN
SRI.M.B.SHAJI

THIS CIVIL REVISION PETITION HAVING BEEN FINALLY HEARD ON 30/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

M.N.KRISHNAN, J

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C.R.P. No.86 OF 2007

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Dated this the 30th day of May, 2007

O R D E R

This civil revision petition is filed seeking to set aside the order in I.A.No.103 of 2007 in O.S.No.206/2004 of the Munsiff's Court, North Paravur. I am informed that the contesting defendants are defendants 7 to 10 and they have entered appearance through counsel. 10th defendant is examined as DW1. Plaintiffs moved an application I.A.No.47 of 2007 to reopen the evidence, recall DW1 and further cross examine him. Learned counsel for defendants 7 to 10 submitted that he has no objection in reopening the evidence and recalling DW1 and permitting the plaintiffs to cross examine. He prays for a speedy disposal.

Therefore, the orders under challenge, i.e. orders in I.A.Nos.47 & 103/2007 are set aside and I.A.No.47/2007 is allowed and the plaintiffs are permitted to recall DW1 and further examine him. Parties are directed to appear before the Munsiff's Court, N.Paravur on 21.6.2007 and on that day the court may fix the date for recalling DW1 and cross examine him. Learned Munsiff shall see that the matter is disposed of as expeditiously as

possible.

The civil revision petition is disposed of as above.

M.N.KRISHNAN, JUDGE

Cdp/-